

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: DIET DRUGS (PHENTERMINE/ FENFLURAMINE/DEXFENFLURAMINE) PRODUCTS LIABILITY LITIGATION	)	
_____	)	MDL NO. 1203
THIS DOCUMENT RELATES TO:	)	
SHEILA BROWN, et al.	)	
v.	)	CIVIL ACTION NO. 99-20593
AMERICAN HOME PRODUCTS CORPORATION	)	

PRETRIAL ORDER NO. 8989

AND NOW, this 8th day of January, 2013, for the reasons set forth in the accompanying Memorandum, it is hereby ORDERED as follows that:

- (1) the final post-audit determination of the AHP Settlement Trust is AFFIRMED and that the Matrix A, Level II claim submitted by claimant Nicholas Napora is DENIED;
- (2) the motion for relief from the Seventh Amendment (Docket No. 2:12-md-1203, Doc. No. 208581) is DENIED;
- (3) the motion for Seventh Amendment monthly reports and information on how actual claims are being reviewed (Docket No. 2:12-md-1203, Doc. No. 208586) is DENIED;
- (4) the motion for disclosure of all auditor pass rates (Docket No. 2:12-md-1203, Doc. No. 208614) is DENIED;
- (5) the motion of Wyeth for an extension of time to reply to the motion for disclosure of all auditor pass rates (Docket No. 2:12-md-1203, Doc. No. 208634) is GRANTED;

(6) the motion to cease all activity at the Trust and for a full investigation into the Trust's auditing cardiologists, and appointment of a special investigator to investigate claims of intentional material misrepresentation (Docket No. 2:12-md-1203, Doc. No. 208711) is DENIED;

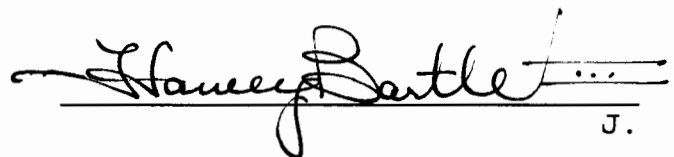
(7) the motion for an order directing the Trust to turn over evidence, conclusions, expert opinions, and lawyer conversations that factored into his final post-audit determination (Docket No. 2:12-md-1203, Doc. No. 208754) is DENIED;

(8) the motion for relief from the Seventh Amendment (Docket No. 2:12-md-1203, Doc. No. 208757) is DENIED;

(9) the motion for leave to file a rebuttal to the opinion of the auditor (Docket No. 2:12-md-1203, Doc. No. 209084) is DENIED; and

(10) the motion for relief and release of funds from the Seventh Amendment (Docket No. 2:99-cv-20593, Doc. No. 4358; Docket No. 2:12-md-1203, Doc. No. 209352) is DENIED.

BY THE COURT:

  
J.